

all of your efforts to promote and develop our State and to bring prosperity and happiness to all the people. This is not now, and never has been, a State dominated by special interests and predatory wealth, but it is a State for the masses of the people, offering larger opportunity to the individual citizen than any other State of the American Union. Let us as servants of the people turn to the high duty of furthering the welfare and contentment of the splendid citizenship of our beloved State.

DAN MOODY, Governor.

EIGHTH DAY.

Senate Chamber,
Austin, Texas,
Monday, January 24, 1927.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called a quorum being present, the following Senators answering to their names:

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |
| Neal. | |

Absent.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall. | |

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Senators Excused.

On motion the following Senators were excused:

Senator Bledsoe indefinitely.

Senator Stuart for today and Senators Hall, Bailey, Ward, Greer and Pollard indefinitely.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

Senator Floyd sent up the following resolution:

Simple Resolution No. 32.

We ask approval of the Senate in the appointment of Miss Hannah Joseph to Assistant Engrossing Clerk to take the place of Kathleen Martin, resigned.

WESTBROOK,
FLOYD.

The resolution was read and adopted.

Simple Resolution No. 23.

Senator Hardin sent up the following resolution:

Whereas, the Senate of Texas has learned with profound sorrow of the passing of Judge Norman G. Kittrell at his home in Houston on yesterday afternoon, and

Whereas, as District Attorney, District Judge, Appellate Judge, Legislator and writer, he rendered the people of Texas valuable and distinguished service.

Therefore, be it resolved by the members of the Senate of Texas that we deplore his passing, that in his going, the State has sustained a great loss, that we extend to his bereaved relatives our sincere sympathy in this sad hour, that the presiding officer of this body convey to them in such manner as he may choose, expressions of our grief, and that when we adjourn today it be done in respect to his memory.

HARDIN,
FLOYD,
LOVE,
FAIRCHILD,
TRIPLETT,
HOLBROOK,
MILLER,
LEWIS,
REAL,
WOODWARD,
WITT,

BOWERS,
BERKELEY,
MOORE,
McFARLANE,
WOOD,
SMITH,
WESTBROOK,
PRICE,
NEAL.

Bills and Resolutions.

By Senator Bowers:

S. B. No. 142, A bill to be entitled "An Act amending Article 6643 of the Revised Civil Statutes of 1925, relative to lis pendens notices; providing that lis pendens notices mentioned and referred to in said Article shall be notice to all the world of their contents, and that the suit or suits mentioned therein are pending and shall operate as soon as filed with the county clerk for record as provided in Chapter 2, of Title 115 of the Revised Civil Statutes of 1925, whether service has been had on the parties to said suit or not; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Westbrook, Moore, Floyd, Witt, Pollard and Neal:

S. B. No. 143, A bill to be entitled "An Act to amend Articles 5431 and 5432 of Title 88 of the Revised Civil Statutes of the State of Texas as of 1925, relating to damages by libel, mitigation of damages occasioned by libel, and the defenses in causes of action for libel and defining privileged matters."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Love and Fairchild:

S. B. No. 144, A bill to be entitled "An Act amending Article 4011 of the Revised Civil Statutes of 1925, so as to repeal that portion of said article requiring that if any corporation, company, association, or person mentioned in Article 4005 of the Revised Civil Statutes of 1925, shall grant to any minister of religion, a free pass over its lines of railroad, it shall issue like free transportation to each and every minister of religion in this State, who may make application therefor; and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

By Senators Love and Floyd:

S. B. No. 145, A bill to be entitled "An Act to establish and maintain an agricultural experiment station in the northern part of the blacklands region of Texas, authorizing the Board of Directors of the Agriculture and Mechanical College of Texas to select a suitable location for said station, and empowering said Board to establish and maintain same, making an appropriation to pay the cost of establishing said station, and for operating the same; authorizing acceptance of donations of land for said station; and declaring an emergency."

Read first time and referred to Committee on Agriculture.

By Senator Real:

S. B. No. 146, A bill to be entitled "An Act to define and to regulate the practice of Cosmetic-Therapy in the State of Texas, and defining Cosmetic-Therapy establishments; providing for the creation of the State Board of Examiners of Cosmetic-Therapy; etc., and declaring an emergency."

Read first time and referred to Committee on Public Health.

By Senator McFarlane:

S. B. No. 147, A bill to be entitled "An Act to amend Article 2625 revised Civil Statutes of Texas to change the number of the board of regents from six to nine members; and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senators Witt and Wood:

S. B. No. 148, A bill to be entitled "An Act providing for election of the State Superintendent of Public Instruction by the State Board of Education, and fixing his term of office at twelve years."

Read first time and referred to Committee on Privileges and Elections.

By Senator Lewis:

S. B. No. 149, A bill to be entitled "An Act making an emergency appropriation of four thousand eight hundred dollars for finishing the remodeling and strengthening of what is commonly known as the old Austin College Building, the same being one of the buildings of the Sam Houston State Teacher's College plant at

Hunstville, Texas, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senators Neal and Lewis:

S. B. No. 150, A bill to be entitled "An Act making an appropriation of thirty thousand dollars to repair the residence (Mansion House), and office owned by General Sam Houston at the time of his death and located on the Homestead lands belonging to Sam Houston at the time of his death and situated in the City of Huntsville, Texas, and now belonging to Sam Houston State Teachers' College, and for the building of necessary fences, gateways, etc., and beautifying the grounds."

Read first time and referred to Committee on Finance.

By Senator Wood:

S. B. No. 151, A bill to be entitled "An Act increasing the appropriation of the Governor for the fiscal year ending August 31, 1927, for the payment of rewards and other expenses necessary for the enforcement of the law, telegraphing and telephoning and other expenses including auditing; authorizing the use of said appropriation together with said increase, in addition to the purposes mentioned, or the purpose of procuring witnesses from outside of the State to appear and testify before grand juries in any criminal investigation in this State; or, appear and testify in any criminal prosecution, trial or case in this State; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Floyd:

S. B. No. 152, A bill to be entitled "An Act granting an extension of time for the payment of 1927 county and State taxes in Delta County, of ninety days after such taxes become delinquent under present laws so that no penalties or interest shall accrue on non-payment of such taxes until after the expiration of said ninety days; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Lewis:

S. B. No. 153, A bill to be entitled "An Act amending Article 6203, Title 108, of the Revised Civil Statutes of

Texas, 1925, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Neal:

S. B. No. 154, A bill to be entitled "An Act to establish a State Registry in the State Department of Agriculture for the purpose of registering names of farm homes and the names of all breeders of pure bred livestock and pure bred poultry; authorizing and empowering the Commissioner of Agriculture to purchase the necessary book, stationery, and equipment and to open such registry upon the taking effect of this Act; providing the method of procedure for registering the names of farm homes and the names and postoffice addresses of all breeders of pure bred poultry who apply for such registration; providing for the collection of a registration fee from such applicant; and providing for the transfer to the Department of Agriculture of the names of all farm homes now registered in the office of the Secretary of State; requiring the Commissioner of Agriculture to publish bulletins giving the names and address of breeders of pure bred livestock and pure bred poultry for the information of the public; and declaring an emergency."

Read first time and referred to Committee on Agriculture.

By Senator Smith:

S. B. No. 155, A bill to be entitled "An Act to create the 104th Judicial District of Texas, and designating the counties constituting said district, and fixing the time for holding court therein; reorganizing the 39th Judicial District of Texas, and fixing the time for holding court in the various counties of said district; providing for the appointment of a judge for the newly created 104th Judicial District of Texas, for the appointment of District Attorneys for the 39th Judicial District of Texas; providing for the transfer of cases from the 104th Judicial District to the 42nd Judicial District, and vice versa; providing that the District Clerk of Taylor County shall be the Clerk of Taylor County of said newly created 104th District, and providing the manner of filing cases and numbering same in the 104th District and

in the 42nd Judicial District; validating all process, writs and bonds heretofore issued in the various counties affected by this Act, etc., and declaring an emergency."

By Senator Harden:

S. B. No. 156, A bill to be entitled "An Act authorizing the recording of marketing agreements of cooperative agricultural marketing association."

Read first time and referred to Committee on Agriculture.

By Senator Wood:

S. B. No. 157, A bill to be entitled "An Act providing that all statements made to any Fraternal Benefit Society by the insured shall, in the absence of fraud, be deemed representations and not warranties; that the policies shall be incontestable after two years from date; and providing that in all cases where a loss occurs and the Fraternal Benefit Society liable thereunder shall fail to pay the same within sixty days after proof of death has been made therefor, such society shall be liable to pay the beneficiary of such policy, in addition to the amount of loss, twelve per cent damages on the amount of such loss, together with reasonable attorneys' fee for the prosecution and collection of such loss; and providing the amount to be paid when age is mis-stated; and declaring an emergency."

Read first time and referred to Committee on Insurance.

By Senator Fairchild:

S. B. No. 158, A bill to be entitled "An Act amending Section 5, of Part 2, Article 8307 as contained in the Revised Civil Statutes of 1925, so as to provide that any interested party who is not willing and does not consent to abide by the final ruling and decision of the Industrial Accident Board, shall, within twenty days after the rendition of the final ruling and decision of said Board, file with said Board notice that he will not abide by said final ruling and decision, eliminating the necessity of giving said notice to the adverse party; and declaring an emergency."

Read first time and referred to Committee on Insurance.

By Senator Parr:

S. B. No. 159, A bill to be entitled "An Act making an emergency and

supplementary appropriation out of the General Revenues of the State to be used by the Live Stock Sanitary Commission of Texas in the eradication and control of contagious, infectious and communicable diseases of livestock, etc., and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Parr:

S. C. R. No. 9, A Concurrent Resolution relating to one or more passes to be constructed by the State of Texas, across Padre Island to permit tidal circulation and the entrance of fish therein for the benefit of culture, growth and preservation of the fishing industry.

Read first time and referred to Committee on State Affairs.

Senate Bill No. 4.

The Chair laid before the Senate as special order after the morning call the following bill:

S. B. No. 4, A bill to be entitled "An Act requiring all corporations, firms, dealers and persons selling or exposing for sale, by wholesale or retail, any goods, wares, merchandise or articles manufactured, produced or made, in whole or in part, in any penitentiary, prison, reformatory, or penal institution, or by any convicts or prisoners or persons serving sentence in a reformatory, to have upon the container for such goods, wares, merchandise and articles, and upon each and every individual garment or article so manufactured, produced or made a plain and distinct label in the English language, clearly showing in what penitentiary, prison or reformatory or penal institution such goods, wares, merchandise or articles were manufactured; and forbidding the sale of such goods, wares, merchandise or articles without such label; and imposing a penalty for selling or exposing for sale any such goods, wares, merchandise or articles without such label; and declaring an emergency."

Senator Westbrook sent up the following amendment:

Amendment No. 1, S. B. No. 4.

Amend S. B. No. 4 in Sec. 3, lines 11 and 12 by striking out the word

"forbidding" and by inserting in lieu thereof the word "regulating."

WESTBROOK.

The amendment was read and adopted.

The bill was passed to engrossment.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 4 put on its third reading and final passage, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Holbrook. | Smith. |
| Lewis. | Triplett. |
| Love. | Westbrook. |
| McFarlane. | Wirtz. |
| Miller. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Hardin. | Reid. |
| Parr. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall. | |

The bill was read third time and passed finally, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| Love. | Witt. |
| McFarlane. | Wood. |
| Miller. | Woodward. |
| Moore. | |

Nays—1.

Price.

Absent.

| | |
|-------|-------|
| Parr. | Reid. |
|-------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall. | |

Simple Resolution No. 34.

Senator Bowers sent up the following Resolution:

Whereas the Senate of Texas learns with sorrow of the death of Mrs. Hall, the mother of Senator J. W. Hall of Harris County, and whereas we know that he has lost his best friend, now therefore be it resolved by the Senate of Texas that it extends its heartfelt sympathy to Senator Hall and family and request that the Secretary of the Senate send a copy of this resolution to the family and that a copy be printed in the minutes of the Senate, and when the Senate adjourns today it do so out of respect to her memory.

FAIRCHILD,
WIRTZ,
WOOD,
TRIPLETT,
HOLBROOK,
NEAL,
RUSSEK,
REAL,
LEWIS,
BOWERS,
McFARLANE,
WOODWARD,
MOORE,
BERKELEY,
LOVE,
WITT,
SMITH,
FLOYD,
PRICE.

The resolution was read and adopted by a rising vote.

Senate Bill No. 13.

The Chair laid before the Senate the following bill:

S. B. No. 13, A bill to be entitled "An Act to provide for the designation of district judges to hold special terms of court in the various judicial districts in the State when accumulation or urgency of business of the public justify such designation; providing for the manner of designating and providing further for the appointment of a clerk by the Attorney General, prescribing his duties and fixing his salary; and prescribing the manner in which reports shall be made by the various district clerks; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Love, the constitutional rule requiring bills to

be read on three several days was suspended and S. B. No. 13 put on its third reading and final passage, by the following vote.

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Parr. |
| Bledsoe. | Pollard. |
| Greer. | Stuart. |
| Hall | Ward. |

The bill was read third time and passed finally, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Parr. |
| Bledsoe. | Pollard. |
| Greer. | Stuart. |
| Hall. | Ward. |

Senate Bill No. 16.

The Chair laid before the Senate the following bill:

S. B. No. 16, A bill to be entitled "An Act to make it unlawful for any person, firm or private corporation within this State to divert the natural flow of the surface waters in this State or to permit such a diversion to continue after the pass-

age of this Act, or to impound any waters or to permit the impounding thereof to continue after the passage of this Act in such a manner as to damage the property of another; and to provide that in all such cases the injured party shall have remedies, both at law and in equity, and declaring an emergency."

The bill was laid on the table subject to call.

Senate Bill No. 17.

The Chair laid before the Senate on the calendar the following bill:

S. B. No. 17, A bill to be entitled "An Act to amend Article 1302 Chapter 1 of Title 32 of the Revised Civil Statutes of the State of Texas of 1925 relating to the purposes for which private corporations may be formed by adding thereto a section to be known as Section 89 so as to provide that corporations may be formed, for the purpose of engaging in the poultry business and to buy and sell poultry of all kinds with the right to acquire and own all property necessary to conduct such business and declaring an emergency."

The bill was read second time and passed to engrossment.

On Motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 17 put on its third reading and final passage, by the following vote:

Yeas—22.

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|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

Parr.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

Parr. Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 3.

Senator Bowers called from the table the following bill:

S. B. No. 3, A bill to be entitled "An Act to amend Article 8029 of the Revised Civil Statutes of Texas of 1925, relating to the dissolution of levee improvement districts, by leaving said Article 8029 just as it is, but adding sections thereto, providing for dissolution of levee improvement districts which have failed to function; providing a procedure by which levee improvement districts may voluntarily abolish their corporate existence, providing for the settlement of debts, retirement of bonds, custody of property, and appointment of a trustee to close up the affairs of such districts and providing ways and means for holding elections to decide whether or not such districts will be dissolved; and declaring an emergency."

Senator Bowers sent up the following amendment:

Amendment No. 1, S. B. No. 3.

Amend printed bill No. 3 as follows: On page 3, line 28 strike out the words "the value of the district property and" and insert in lieu thereof the words "the amount of".

The amendment was read and adopted.

Senator Bowers sent up the following amendment:

Amendment No. 2, S. B. No. 3.

Amend Senate Bill No. 3 as printed on page 2, line 4 as follows: After the word "abolished" add "and taxes levied to pay expenses thereof".

The amendment was read and adopted.

The bill was read and passed to engrossment.

On motion of Senator Bowers, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 3 put on its third reading and final passage, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| Love. | Witt. |
| McFarlane. | Wood. |
| Moore. | Woodward. |
| Neal. | |

Absent.

Miller. Reid.
Parr.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| Love. | Witt. |
| McFarlane. | Wood. |
| Moore. | Woodward. |
| Neal. | |

Absent.

Miller. Reid.
Parr.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 29.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 29, A bill to be entitled "An Act to amend Article 7949 of the Revised Civil Statutes of Texas of 1925, relating to the appointment of Notaries Public, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 29 put on its third reading and final passage, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

| | |
|-------|-------|
| Parr. | Reid. |
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Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

| | |
|-------|-------|
| Parr. | Reid. |
|-------|-------|

Absent—Excused.

| | |
|----------|--------|
| Bailey. | Greer. |
| Bledsoe. | Hall |

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|----------|-------|
| Pollard. | Ward. |
| Stuart. | |

Senate Bill No. 62.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 62a A bill to be entitled "An Act amending Chapter 8 of Title 69 of the Revised Civil Statutes of the State of Texas adopted at the Regular Session of the 39th Legislature by adding thereto an article to be known as Article 4195-a providing: Whenever the estate of a minor consists in part of real estate and any part or parcel of such real estate produces no revenue or does not produce sufficient revenue to make a fair return upon the value of such part or parcel of said real estate, and the guardian of said estate does not deem it advisable or advantageous to said estate to improve such part or parcel of said real estate, and said guardian believes the sale of such part or parcel of said real estate and the investment of the money derived therefrom would be to the best interests of said estate under all circumstances, said guardian may make a written application to the court in which such guardianship is pending stating such facts and asking for an order to sell such part or parcel of said real estate, and authorizing the court to order such sale, and providing for an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 62 put on its third reading and final passage, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

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|-------|-------|
| Parr. | Reid. |
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Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Neal. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |

Absent.

| | |
|-------|-------|
| Parr. | Reid. |
|-------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 88.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 88, A bill to be entitled "An Act to amend Article 2274 of Chapter 12, Title 42, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 88 put on its third reading and final passage, by the following vote:

Yeas—23.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |
| Neal. | |

Absent.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—23.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Miller. | Wood. |
| Moore. | Woodward. |
| Neal. | |

Absent.

Reid.

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Recess.

At 11:50 o'clock a. m. the Senate, on the motion of Senator Wood, recessed until this afternoon at 2:30 o'clock.

After Recess.

The Senate was called to order at 2:30 p. m. by the Lieutenant Governor, pursuant to recess.

Senate Bill No. 89.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 89, A bill to be entitled "An Act to amend Article 2162 of Chapter 8, Title 42, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 90.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 90, A bill to be entitled "An Act to amend Article 9, Title 1, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 92.

The Chair laid before the Senate on the Calendar the following bill:

S. B. No. 92, A bill to be entitled "An Act to amend Article 3996 of Title 65, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 93.

The Chair laid before the Senate the following bill:

S. B. No. 93, A bill to be entitled "An Act to amend Article 4930 of Chapter 11, Title 78, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 94.

The Chair laid before the Senate the following bill:

S. B. No. 94, A bill to be entitled "An Act to amend Article 8306, Part 1, Title 130 of the Revised Civil Statutes of 1925, by adding thereto a section to be known as Section 11a, defining total and permanent injuries and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 60.

The Chair laid before the Senate the following bill:

S. B. No. 60, A bill to be entitled "An Act amending Section 4 of Chapter 29 of the General Laws of the Second Called Session of the 38th Legislature and adding thereto Section 4-a and amending Section 7 of said Chapter 29, so as to exempt from the inheritance tax provided for in said Chapter bequests, devises, gifts, grants, conveyances and transfers of any kind or character whatsoever passing to or for the use of religious, educational or charitable organizations located within this State or to a city, town or county within this State or to the State of Texas, to be used within

this State; and relieving and releasing any and all beneficiaries of the kind and character above mentioned from payment of any inheritance taxes which may have heretofore accrued; and repealing all laws and parts of laws in conflict with this Act, and declaring an emergency."

Senate Bill No. 82.

The Chair laid before the Senate the following bill:

S. B. No. 82, A bill to be entitled "An Act to amend Article 164 of the Revised Civil Statutes of Texas, 1925, providing that the commissioners' court of any county of this State is authorized to establish and conduct co-operative demonstration work in agriculture and home economics in co-operation with the Agricultural and Mechanical College of Texas, upon such terms and conditions as may be agreed upon by the commissioners' court and the agents of the Agricultural and Mechanical College of Texas; and providing that any such court may employ such means, and appropriate and expend such sums of money, as may be necessary to carry on this work, and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill No. 103.

The Chair laid before the Senate the following bill:

S. B. No. 103, A bill to be entitled "An Act to create Road District Number Four, of Wilbarger County, Texas; validating and approving all orders made by the commissioners' court of said county, in respect to the organization of said district, etc.; and declaring an emergency."

The committee report was adopted.

The bill was read second time.

The bill was passed to engrossment.

Senate Bill No. 110.

The Chair laid before the Senate the following bill:

S. B. No. 110, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of El Paso County, Texas; providing for office expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.
The committee report was adopted.
The bill was passed to engrossment.

On motion of Senator Berkeley, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 110 put on its third reading and final passage, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |
| Parr. | |

Absent.

| | |
|---------|-------|
| Love. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| McFarlane. | Wirtz. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Love. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 82.

The Chair laid before the Senate by unanimous consent Senate Bill No. 82.

On motion of Senator Price, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 82 put on its third reading and final passage, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |
| Parr. | |

Absent.

| | |
|---------|-------|
| Love. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read third time and passed finally, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Lewis. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |
| Parr. | |

Absent.

| | |
|---------|-------|
| Love. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 28.

The Chair laid before the Senate the following bill:

S. B. No. 28, A bill to be entitled "An Act amending Section 1 of an Act passed by the Thirty-ninth Legis-

lature of Texas, and being Chapter 87 of the Acts of the Regular Session of the Thirty-ninth Legislature, constituting and organizing Court of Civil Appeals therein; creating the Twelfth Supreme Judicial District of Texas, with Wichita Falls as the site of said court; providing for the appointment and qualification of the Judges of said Twelfth Supreme Judicial District and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Twelfth Supreme Judicial District of Texas; making appropriation for the support of said court, and declaring an emergency."

The bill was read second time.

On the request of Senator Lewis the minority committee report was withdrawn by unanimous consent.

The committee report was adopted.

The bill was passed to engrossment.

On motion of Senator McFarlane, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 28 put on its third reading and final passage, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Price. |
| Bowers. | Real. |
| Fairchild. | Russek. |
| Floyd. | Smith. |
| Hardin. | Triplett. |
| Holbrook. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |
| Parr. | |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Hall | Ward. |

The bill was read third time and passed finally.

Reasons for Vote.

I voted "NO" on Senate Bill No. 28 by McFarlane, because I am opposed to the creation of New Courts, Board Commissions, Bureaus, etc., at this time in view of the fact that

it would increase the burdens of taxation upon the people at a time when they are in distressed financial condition. However, I voted to suspend the rules in order that the bill might be speedily disposed of. On the final passage of said bill there was no roll call.

WESTBROOK.

Senate Bill No. 151.

Senator Wood received unanimous consent to take up the following bill:

S. B. No. 151, A bill to be entitled "An Act increasing the appropriation of the Governor for the fiscal year ending August 31, 1927, for the payment of rewards and other expenses necessary for the enforcement of the law, telegraphing and telephoning and other expenses including auditing; authorizing the use of said appropriation together with said increase, in addition to the purposes mentioned, for the purpose of procuring witnesses from outside of the State to appear and testify before grand juries in any criminal investigation in this State; or, appear and testify in any criminal prosecution, trial or case in this State; and declaring an emergency."

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 151 put on its second reading by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report carrying amendment was tabled on the motion of Senator Witt.

Senator Fairchild moved to reconsider the vote by which the committee amendment was tabled.

The motion to reconsider prevailed.

Senator Woodward sent up the following substitute for the Committee Amendment:

By Senator Woodward:

Amend the bill by adding thereto the following after period on line 24, page 1:

"Provided however that if any part of said fund is used by the State for paying the fees or expenses of expert witnesses, then if the Governor deems it necessary he may allow a like sum for payment of defense's witnesses on the same subject matter upon application by the defendant showing a necessity therefor.

The substitute was lost by the following vote:

Yeas—9.

| | |
|-----------|-----------|
| Berkeley. | Real. |
| Lewis. | Smith. |
| Love. | Witt. |
| Neal. | Woodward. |
| Price. | |

Nays—13.

| | |
|------------|------------|
| Bowers. | Parr. |
| Fairchild. | Russek. |
| Floyd. | Triplett. |
| Hardin. | Westbrook. |
| Holbrook. | Wirtz. |
| McFarlane. | Wood. |
| Moore. | |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The committee report carrying the amendment was adopted by the following vote:

Yeas—13.

| | |
|-----------|------------|
| Berkeley. | Fairchild. |
| Bowers. | Floyd. |

| |
|-----------|
| Hardin. |
| Holbrook. |
| Moore. |
| Parr. |
| Real. |

| |
|-----------|
| Russek. |
| Triplett. |
| Wirtz. |
| Wood. |

Nays—8.

| | |
|--------|------------|
| Lewis. | Smith. |
| Love. | Westbrook. |
| Neal. | Witt. |
| Price. | Woodward. |

Absent.

| | |
|------------|-------|
| McFarlane. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

The bill was passed to engrossment.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 151 put on its third reading and final passage, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall. | |

The bill was read third time and passed finally, by the following vote:

Yeas—21.

| | |
|------------|------------|
| Berkeley. | Holbrook. |
| Bowers. | Lewis. |
| Fairchild. | McFarlane. |
| Floyd. | Moore. |
| Hardin. | Neal. |

| | |
|-----------|------------|
| Parr. | Westbrook. |
| Price. | Wirtz. |
| Real. | Witt. |
| Russek. | Wood. |
| Smith. | Woodward. |
| Triplett. | |

Absent.

| | |
|---------|-------|
| Love. | Reid. |
| Miller. | |

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Senate Bill No. 102.

The Chair laid before the Senate the following bill:

S. B. No. 102. A bill to be entitled "An Act authorizing the District Attorney of the Criminal District Court for the Counties of Nueces, Kleberg, Kenedy, Willacy and Cameron to appoint assistant district attorneys and investigators; providing for their salaries, prescribing their qualifications and duties and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 102 put on its third reading and final passage, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall. | |

The bill was read third time and passed finally, by the following vote:

Yeas—22.

| | |
|------------|------------|
| Berkeley. | Parr. |
| Bowers. | Price. |
| Fairchild. | Real. |
| Floyd. | Russek. |
| Hardin. | Smith. |
| Holbrook. | Triplett. |
| Lewis. | Westbrook. |
| Love. | Wirtz. |
| McFarlane. | Witt. |
| Moore. | Wood. |
| Neal. | Woodward. |

Absent.

| | |
|---------|-------|
| Miller. | Reid. |
|---------|-------|

Absent—Excused.

| | |
|----------|----------|
| Bailey. | Pollard. |
| Bledsoe. | Stuart. |
| Greer. | Ward. |
| Hall | |

Adjournment.

The Senate at 3:40 p. m. on the motion of Senator Wood adjourned until tomorrow morning at 10:00 a. m.

APPENDIX.**Committee on Engrossed Bills.****Committee Room,**

Austin, Texas, January 24, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 4 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, January 24, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 13 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, January 24, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 17 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, January 24, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 29 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, January 24, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 62 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, January 24, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 3 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, January 20, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 18, A bill to be entitled "An Act to create a commission in aid of the Court of Criminal Appeals of Texas, regulating their powers and duties, appointment, duration of service, compensation and providing for stenographer and making an appropriation therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass, but that Committee Substitute Bill, hereto attached, do pass in lieu thereof.

WOODWARD, Chairman.

Committee Room,
Austin, Texas, January 20, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 112, A bill to be entitled "An Act making it unlawful for any guest of a hotel or boarding house to remove or cause to be removed any baggage without the written consent of the hotel or boarding house-keeper, or without paying his bill due such hotel or boarding house-keeper when there exists on such baggage or other property a lien as provided by Title 73, Article 4594, Revised Civil Statutes of Texas for 1925, and providing that such Act is swindling, and providing a punishment therefor and declaring an emergency."

Have had same under consideration, and I am instructed to report it back with the recommendation that it do not pass.

WOODWARD, Chairman.

Committee Room,
Austin, Texas, January 21, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 123, A bill to be entitled "An Act creating and incorporating the Poynor Independent School District lying in the counties of Henderson and Anderson in the State of Texas; defining the boundaries thereof; providing for a board of trustees thereof; placing said independent district under the control of the General Laws governing independent districts; providing that no outstanding indebtedness of the Poynor Independent District be invalidated, and declaring an emergency."

Have had the same under consideration and I am instructed to report back to the Senate with recommendation that same do pass and be not printed.

WITT, Chairman.

Committee Room,
Austin, Texas, January 21, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 127, A bill to be entitled "An Act creating the Chillicothe Independent School District in Hardeman County, Texas; defining its boundaries, including the present Chillicothe Independent School District; providing for a Board of Trus-

tees and the manner of their election; vesting title to all school property within said district in the Board of Trustees and their successors in office; charging said district with the payment of all indebtedness of any and every nature whatsoever and the performance of all contracts of the school that are included within said district, made and contracted by the Board of Trustees of said district, and all outstanding obligations of said district; providing that the Board of Trustees hereof elected and now serving for the Chillicothe Independent School District hereby created until expiration of their terms of office and until their successors shall have been elected and qualified, etc., and declaring an emergency."

Have had same under consideration and I am instructed to report back to the Senate with recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, January 21, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 57, A bill to be entitled "An Act to amend Article 28 of the Penal Code of the State of Texas adopted at the Regular Session of the Thirty-ninth Legislature, 1925, so as to make it lawful to teach the Spanish language in the elementary grades in public schools in counties bordering on the boundary line between the United States and the Republic of Mexico, having a city or cities of a population of fifty thousand inhabitants or more, according to the United States Census of 1920, and declaring an emergency."

Have had same under consideration and I am instructed to report same back to the Senate with recommendation that it do pass.

WITT, Chairman.

Austin, Texas, January 21, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 141, A bill to be entitled "An Act to amend Article 2889a, R.

S. 1925, pertaining to the issuance of teachers' certificates."

Have had the same under consideration and I am instructed to report back to the Senate with recommendation that it do pass.

WITT, Chairman.

Committee Room,

Austin, Texas, January 21, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 58, A bill to be entitled "An Act to amend Article 3116 of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, 1925, regulating the assessment of candidates for the payment of primary expenses and providing that no candidate's name shall be placed upon the ballot unless he shall have paid his share of such expenses so as to limit the amount required to be paid by candidates for Chief Justice or Associate Justice of a Court of Civil Appeals, or for representative in Congress or for District Judge or District Attorney or any other district office in Representative of Judicial Districts composed of four or more counties and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, January 20, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 77, A bill to be entitled "An Act making theft of an automobile, or any part thereof, or accessory thereto, a felony, and affixing a punishment therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WOODWARD, Chairman,

PARR,

McFARLANE.

(Minority Report.)

Committee Room,
Austin, Texas, January 20, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 77, A bill to be entitled "An Act making theft of an automobile, or any part thereof, or accessory thereto, a felony, and affixing a punishment therefor, and declaring an emergency."

Beg to differ with a majority of your Committee and report the same back to the Senate with the recommendation that it do not pass.

WIRTZ,
HOLBROOK,
FAIRCHILD.

Committee Room,
Austin, Texas, January 24, 1927.
Hon. Barry Miller, President of the Senate.

Sir: Your Committee on Finance, to whom was referred

S. B. No. 151, A bill to be entitled "An Act increasing the appropriation of the Governor for the fiscal year ending August 31, 1927, for the payment of rewards and other expenses necessary for the enforcement of the law, telegraphing and telephoning and other expenses, including auditing; authorizing the use of said appropriation together with said increase in addition to the purposes mentioned, for the purpose of paying the compensation and expenses of procuring witnesses from outside of the State to appear and testify before grand juries in any criminal investigation in this State; or, appear and testify in any criminal prosecution, trial or case in this State; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass with amendment, and that it be not printed.

WOOD, Chairman.

Committee Amendment to S. B. No. 151.

Committee Amendment No. 1.

Amend by adding, after the period on line 24, page 1, the following:

"Provided that when any part of said fund is used in paying compen-

sation and expenses of witnesses for either party in any criminal case, a like sum shall be allowed the opposite party for the payment of compensation and expenses of like witnesses."

Committee Room,
Austin, Texas, January 24, 1927.
Hon. Barry Miller, President of the Senate.

Sir: Your Committee on Finance to whom was referred

S. B. No. 100, A bill to be entitled "An Act amending Article 6815 of Title 117 Revised Civil Statutes of the State of Texas of 1925 so as to provide a salary for the Superintendent of the State Tuberculosis Sanatorium of \$5,000.00 per annum and the salary of the store keeper and accountant of the State Tuberculosis Sanatorium at an annual salary not to exceed \$2,000.00 and declaring an emergency."

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass with amendment.

WOOD, Chairman.

Committee Amendment to S. B. No. 100.

Amend S. B. No. 100 by adding Section 2A:

"This Act shall take effect and be in force on and after September 1, 1927."

NINTH DAY.

Senate Chamber,
Austin, Texas,

Tuesday, January 25, 1927.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

| | |
|------------|------------|
| Berkeley. | Moore. |
| Bowers. | Neal. |
| Fairchild. | Parr. |
| Floyd. | Price. |
| Hardin. | Real. |
| Holbrook. | Russek. |
| Lewis. | Smith. |
| Love. | Triplett. |
| McFarlane. | Ward. |
| Miller. | Westbrook. |